



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT NO.: 7,641,853

PATENTEE: CATTANEO ET AL-2 PCT ISSUED: JAN. 5, 2010

SERIAL NO.: 10/522,331 FILED: JAN. 24, 2005

TITLE: INTRAVENOUS OXYGENATOR

REQUEST FOR CERTIFICATE OF CORRECTION
UNDER 37 C.F.R. §1.322

Attn: Certificate of Corrections Branch

Honorable Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

*Certificate
FEB 16 2010
of Correction*

Dear Commissioner:

In accordance with the provisions of 37 C.F.R. §1.322 of the Rules of Practice, which implement 35 U.S.C. 254, approval of the attached Certificate of Correction for the above-identified patent to correct the errors noted below appearing in the issued patent is respectfully requested.

Most recently, in reviewing the above-identified patent, it was discovered that errors appeared regarding the inventorship, which should be corrected.

In particular, on the cover page, item [75], "Gjorgio" should be corrected to read:

--Giorgio--

Item [75], please delete: "Sylvia Ruth Reul-Freudenstein, legal representative, Düren, (DE)" .

Since the errors were the fault of the PTO, as is shown by the attached excerpts from the Petition to Change Order of Inventors dated November 10, 2005, and the Decision on Petition that was granted in our favor dated April 29, 2009, no fee is required for the filing of this Certificate of Correction. However, should any additional fees be required, the Commissioner is authorized to charge such fees to Deposit Account No. 03-2468.

Accordingly, approval of the attached Certificate of Correction is respectfully requested.

Respectfully submitted,
GIORGIO CATTANEO


Frederick J. Dorchak, Reg. No. 29,298
Edward R. Freedman, Reg. No. 26,048
Attorneys for Applicants

COLLARD & ROE, P.C.
1077 Northern Boulevard
Roslyn, NY 11576
(516) 365-9802

ERF:ke
Enclosures: Certificate of Correction in duplicate
Petition to Change Order of Inventors dated 11/10/05
Copy of Decision on Petition dated 4/29/09.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Certificate of Corrections Branch, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 2, 2010.


Amy Klein



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Giorgio CATTANEO ET AL (2)

SER. NO.

10/522,331

PCT/DE2003/002455

FILED:

JANUARY 24, 2005

Group: 3762

FOR:

INTRAVENOUS OXYGENATOR

PETITION TO CHANGE ORDER OF INVENTORS

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed please find a Combined Declaration/Power of Attorney, listing Giorgio CATTANEO as the first or senior inventor, Helmut REUL as the second inventor, and Rüdiger AUTSCHBACH as the third inventor. It is respectfully requested that a new filing receipt be issued, indicating this change in the order of the inventors. A copy of the original filing receipt is attached. Please charge any fee associated therewith to deposit account 03-2468.

Respectfully submitted,

Giorgio CATTANEO ET AL

Allison C. Collard, Reg. No. 22,532
William C. Collard, Reg. No. 38,411
COLLARD & ROE, P.C. Edward R. Freedman, Reg. No. 26,048
1077 Northern Boulevard Attorneys for Applicants
Roslyn, New York 11576
(516) 365-9802

Enclosure: Declaration

Copy of previously mailed filing receipt

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP Amendment, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450, on November 10, 2005.

Maria Guastella

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 7,641,853

APPLICATION NO.: 10/522,331

ISSUE DATE : JANUARY 5, 2010

INVENTOR(S) : CATTANEO ET AL-2 PCT

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Item [75], please delete: "Sylvia Ruth Reul-Freudenstein, legal representative, Düren, (DE)".

MAILING ADDRESS OF SENDER (Please do not use customer number below):

COLLARD & ROE, P.C.
1077 Northern Boulevard
Roslyn, NY 11576

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**Page 1 of 1

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APPLICATION NO.: 10/522,331

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29 APR 2009

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ALEXANDRIA, VA 22313-1450
www.uspto.gov

COLLARD & ROE, P.C.
1077 Northern Boulevard
Roslyn, New York 11576-1696

In re Application of
REUL et al

Application No.: 10/522,331
PCT No.: PCT/DE2003/002455

Int. Filing Date: 22 JULY 2003
Priority Date: 22 JULY 2002

Attorney Docket No.: REUL et al 1 PCT
For: INTRAVENOUS OXYGENATOR

DECISION ON

PETITION UNDER

37 CFR 1.182

This decision is in response to applicants' "PETITION TO CHANGE ORDER OF INVENTORS" filed on 14 November 2005. Applicants' Deposit Account No.: 03-2468 has been charged \$400.00 petition fee under 37 C.F.R. §1.182 pursuant to 37 C.F.R. 1.17(f).

BACKGROUND

On 24 January 2005, applicants filed in the United States Patent and Trademark Office (PTO) a Transmittal Letter (Form PTO-1390) accompanied by, *inter alia*, the basic national fee, and an executed declaration.

On 14 November 2005, applicants filed the instant petition requesting to change the order of names in the patent application, and it was accompanied by a new executed declaration with the requested order for the names of the inventors in the patent application but no application date sheet was provided at this time showing the new order.

DISCUSSION

MPEP § 605.04(f) requires in instances where to change the order of names in the patent application when the application has been filed to submit a petition under 37 CFR 1.182. The petition must include (1) the appropriate petition fee and (2) should include an application data sheet showing the new order of inventor names to ensure appropriate printing of the inventor names in any patent to issue.

With respect to item (1), the petition fee has been charged to applicants' deposit account.

With respect to item (2), applicants have provided a new executed declaration with the correct order of inventor names for the patent application.

CONCLUSION

For the reasons above, the petition under 37 CFR §1.182 is **GRANTED**.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for continued processing.



Rafael Bacares

PCT Legal Examiner

PCT Legal Office

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